

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

RYAN NEIL SHROPSHIRE,
Plaintiff,
v.
TERRIE CISSNA, *et al.*,
Defendants.

Case No. 2:21-cv-01693-TLN-JDP (PC)

FINDINGS AND RECOMMENDATIONS
THAT THIS ACTION BE DISMISSED FOR
FAILURE TO PROSECUTE, FAILURE TO
COMPLY WITH COURT ORDERS, AND
FAILURE TO STATE A CLAIM

OBJECTIONS DUE WITHIN FOURTEEN
DAYS

On May 11, 2022, I screened plaintiff's complaint, notified him that his claims were barred under the *Heck* doctrine, and gave him thirty days to file an amended complaint. ECF No. 13. Plaintiff failed to file an amended complaint. Accordingly, on June 24, 2022, I ordered him to show cause within twenty-one days why this action should not be dismissed. ECF No. 14. I notified him that if he wished to continue with this action he must file, within twenty-one days, an amended complaint. I also warned him that failure to comply with the order would result in a recommendation that this action be dismissed. *Id.*

The deadline has passed, and plaintiff has not filed an amended complaint or otherwise responded to the June 24, 2022 order.

Accordingly, it is hereby RECOMMENDED that:

1. This action be dismissed for failure to prosecute, failure to comply with court orders, and failure to state a claim for the reasons set forth in the May 10, 2022 order. *See* ECF No. 13.

1 2. The Clerk of Court be directed to close the case.

2 I submit these findings and recommendations to the district judge under 28 U.S.C.
3 § 636(b)(1)(B) and Rule 304 of the Local Rules of Practice for the United States District Court,
4 Eastern District of California. The parties may, within 14 days of the service of the findings and
5 recommendations, file written objections to the findings and recommendations with the court.
6 Such objections should be captioned "Objections to Magistrate Judge's Findings and
7 Recommendations." The district judge will review the findings and recommendations under 28
8 U.S.C. § 636(b)(1)(C).

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10 IT IS SO ORDERED.

11 Dated: July 25, 2022



JEREMY D. PETERSON
UNITED STATES MAGISTRATE JUDGE

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